

STATE: Pennsylvania

Citation	Condition or Requirement
1917(d) of the Act (OBRA 93) Pub. L. 103-66	The provisions of Section 1917(d) of the Social Security Act apply to trusts established on or after August 11, 1993 for medical assistance services furnished on or after October 1, 1993. <u>X</u> The agency will compute the periods of ineligibility with respect to the transfers of assets to a trust occurring on or after August 11, 1993, in accordance with the provisions of Section 1917(c)(1)(E)(i). <u>X</u> The agency will count the periods of ineligibility with respect to the transfers of assets to a trust occurring on or after August 11, 1993, consecutively.

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Supersedes

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HCFA ID:

STATE: Pennsylvania

Citation	Condition or Requirement
1917(c)(4) of the Act (OBRA) Pub. L. 103-66	<u>X</u> The agency shall apportion the period of ineligibility among the institutionalized person and the institutionalized persons's spouse if the institutionalized persons's spouse applies for and is determined eligible for MA for nursing facility payment.
1902(a)(10) of the Act	3. Medically needy income levels (MNILs) are based on family size. <u>Supplement 1 to ATTACHMENT 2.6 A</u> specifies the MNILs for all covered medically needy groups. If the agency chooses more restrictive levels under Section 1902(f) of the Act, <u>Supplement 1</u> so indicates.

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JUN 17 1994Effective Date January 1, 1994TN NO. 93-007, 91-33, 88-05,
and 87-11

HCFA ID: 7985E

State: Pennsylvania

Citation	Condition or Requirement
42 CFR 435.732, 435.831	4. Handling of Excess Income - Spend-down for the Medically Needy in All States and the Categorically Needy in 1902(f) States Only a. <u>Medically Needy</u> (1) Income in excess of the MNIL is considered as available for payment of medical care and services. The Medicaid agency measures available income for periods of either <u>6</u> or <u>month(s)</u> (not to exceed 6 months) to determine the amount of excess countable income applicable to the cost of medical care and services. (2) If countable income exceeds the MNIL standard, the agency deducts the following incurred expenses in the following order: (a) Health insurance premiums, deductibles and coinsurance charges. (b) Expenses for necessary medical and remedial care not included in the plan. (c) Expenses for necessary medical and remedial care included in the plan. — Reasonable limits on amounts of expenses deducted from income under a.(2)(a) and (b) above are listed below.

1902(a)(17) of the Act

Incurred expenses that are subject to payment by a third party are not deducted unless the expenses are subject to payment by a third party that is a publicly funded program (other than Medicaid) of a State or local government.

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Supersedes
TN No. 88-05 and
87-11

Approval Date 9/10/1998

Effective Date November 1, 1991

HCFA ID: 7985E

State: Pennsylvania

Citation	Condition or Requirement
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5. Methods for Determining Resources

a. AFDC-related individuals (except for poverty level related pregnant women, infants, and children).

(1) In determining countable resources for AFDC-related individuals, the following methods are used:

(a) The methods under the State's approved AFDC plan; and

☒ (b) The methods under the State's approved AFDC plan and/or any more liberal methods described in Supplement 8b to ATTACHMENT 2.6-A.

(2) In determining relative financial responsibility, the agency considers only the resources of spouses living in the same household as available to spouses and the resources of parents as available to children living with parents until the children become 21.

Based on 42 CFR 435.821(b), only the resources actually contributed to a child who is 18 years of age or older and under 21 years of age by his parents is counted in determining MA eligibility of a child in the Medically Needy Only category.

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AUGUST 1991

ATTACHMENT 2.6-A

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OMB No.: 0938-

State: Pennsylvania

Citation	Condition or Requirement
5. <u>Methods for Determining Resources</u>	
1902(a)(10)(A), 1902(a)(10)(C), 1902(m)(1)(B) and (C), and 1902(r) of the Act	b. <u>Aged individuals</u> . For aged individuals covered under section 1902(a)(10)(A)(ii)(X) of the Act, the agency used the following methods for treatment of resources: — The methods of the SSI program. <u>X</u> SSI methods and/or any more liberal methods described in <u>Supplement 8b to ATTACHMENT 2.6-A</u> . — Methods that are more restrictive (except for individuals described in section 1902(m)(1) of the Act) and/or more liberal than those of the SSI program. <u>Supplement 5 to ATTACHMENT 2.6-A</u> describes the more restrictive methods and <u>Supplement 8b to ATTACHMENT 2.6-A</u> specifies the more liberal methods.

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State: Pennsylvania

Citation	Condition or Requirement
	In determining relative financial responsibility, the agency considers only the resources of spouses living in the same household as available to spouses.
1902(a)(10)(A), 1902(a)(10)(C), 1902(m)(1)(B), and 1902(r) of the Act	<p>c. <u>Blind individuals.</u> For blind individuals the agency uses the following methods for treatment of resources:</p> <p>— The methods of the SSI program.</p> <p><u>X</u> SSI methods and/or any more liberal methods described in <u>Supplement 8b to ATTACHMENT 2.6-A.</u></p> <p>— Methods that are more restrictive and/or more liberal than those of the SSI program. <u>Supplement 5 to ATTACHMENT 2.6-A</u> describe the more restrictive methods and <u>Supplement 8b to ATTACHMENT 2.6-A</u> specify the more liberal methods.</p> <p>In determining relative financial responsibility, the agency considers only the resources of spouses living in the same household as available to spouses and the resources of parents as available to children living with parents until the children become 21.</p>

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State: Pennsylvania

Citation	Condition or Requirement
1902(a)(10)(A), 1902(a)(10)(C), 1902(m)(1)(B) and (C), and 1902(r)(2) of the Act	<p>d. <u>Disabled individuals, including individuals covered under section 1902(a)(10)(A)(i)(X) of the Act.</u> The agency uses the following methods for the treatment of resources:</p> <p>— The methods of the SSI program.</p> <p><u>X</u> SSI methods and/or any more liberal methods described in <u>Supplement 8a to ATTACHMENT 2.6-A.</u></p> <p>— Methods that are more restrictive (except for individuals described in section 1902(m)(1) of the Act) and/or more liberal than those under the SSI program. More restrictive methods are described in <u>Supplement 5 to ATTACHMENT 2.6-A</u> and more liberal methods are specified in <u>Supplement 8b to ATTACHMENT 2.6-A.</u></p> <p>In determining relative financial responsibility, the agency considers only the resources of spouses living in the same household as available to spouses and the resources of parents as available to children living with parents until the children become 21.</p>
1902(1)(3) and 1902(r)(2) of the Act	<p>e. <u>Poverty level pregnant women covered under sections 1902(a)(10)(A)(i)(IV) and 1902(a)(10)(A)(i)(IX)(A) of the Act.</u></p> <p>The agency uses the following methods in the treatment of resources.</p> <p>— The methods of the SSI program only.</p> <p>— The methods of the SSI program and/or any more liberal methods described in <u>Supplement 5a or Supplement 8b to ATTACHMENT 2.6-A.</u></p>

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State: Pennsylvania

Citation	Condition or Requirement
	<p>— Methods that are more liberal than those of SSI. The more liberal methods are specified in <u>Supplement 5a or Supplement 8b to ATTACHMENT 2.6-A.</u></p> <p><u>X</u> Not applicable. The agency does not consider resources in determining eligibility.</p> <p>In determining relative financial responsibility, the agency considers only the resources of spouses living in the same household as available to spouses and the resources of parents as available to children living with parents until the children become 21.</p>
1902(l)(3) and 1902(r)(2) of the Act	<p>f. <u>Poverty level infants covered under section 1902(a)(10)(A)(i)(IV) of the Act.</u></p> <p>The agency uses the following methods for the treatment of resources:</p> <p>— The methods of the State's approved AFDC plan.</p> <p>— Methods more liberal than those in the State's approved AFDC plan (but not more restrictive), in accordance with section 1902(l)(3)(C) of the Act, as specified in <u>Supplement 5a of ATTACHMENT 2.6-A.</u></p>
1902(l)(3)(C) of the Act	
1902(r)(2) of the Act	<p>— Methods more liberal than those in the State's approved AFDC plan (but not more restrictive), as described in <u>Supplement 5a or Supplement 8b to ATTACHMENT 2.6-A.</u></p> <p><u>X</u> Not applicable. The agency does not consider resources in determining eligibility.</p>

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STATE PLAN UNDER TITLE XIX OF THE SOCIAL SECURITY ACT

State: Pennsylvania

ELIGIBILITY CONDITIONS AND REQUIREMENTS

<u>Citation(s)</u>	<u>Conditions or Requirements</u>
1902(1)(3) and 1902(r)(2) of the Act	<p>g. 1. Poverty level children covered under section 1902(a)(10)(A)(i)(VI) of the Act.</p> <p>The agency uses the following methods for the treatment of resources:</p> <p>— The methods of the State's approved AFDC plan.</p>
1902(1)(3)(C) of the Act	<p>Methods more liberal than those in the State's approved AFDC plan (but not more restrictive), in accordance with section 1902(1)(3)(C) of the Act, as specified in <u>Supplement 5a of ATTACHMENT 2.6-A</u>.</p>
1902(r)(2) of the Act	<p>— Methods more liberal than those in the State's approved AFDC plan (but not more restrictive) as described in <u>Supplement 8b to ATTACHMENT 2.6-A</u>.</p> <p><u>X</u> Not applicable. The agency does not consider resources in determining eligibility.</p> <p>In determining relative financial responsibility, the agency considers only the resources of spouses living in the same household as available to spouses and the resources of parents as available to children living with parents until children become 21.</p>

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